

DECISION MEMORANDUM

TO: COMMISSIONER KJELLANDER
COMMISSIONER SMITH
COMMISSIONER RAPER
COMMISSION SECRETARY
LEGAL
WORKING FILE

FROM: JOHANNA M. BELL

DATE: SEPTEMBER 2, 2015

RE: IDAHO POWER COMPANY TARIFF ADVICE NO. 15-11 REVISIONS TO
SCHEDULE NO. 95, CITY OF BLACKFOOT, IDAHO

BACKGROUND

On August 28, 2015 Idaho Power submitted Tariff Advice No. 15-11 to revise Idaho Power's Electric Service Schedule No. 95 for the City of Blackfoot. The existing one percent franchise fee agreement with the City of Blackfoot, Idaho, does not change and is being extended for twenty (20) years. The proposed franchise fee agreement was approved by the City of Blackfoot on June 2, 2015 as authorized in the attached *City of Blackfoot Ordinance 2133*. The agreement was accepted by the Idaho Power Company on August 25, 2015. The franchise fee imposes a one percent fee from the sale of electricity within the corporate limits of the City of Blackfoot and remains in effect until the end of the twenty (20) year franchise agreement unless amended in the manner set forth by the *City of Blackfoot Ordinance 2133*. Idaho Power requests an effective date of October 1, 2015.

Idaho Title 50, Chapter 3, § 50-329A allows cities to establish franchise fees assessed upon a public service provider up to one percent without the consent of the public service provider or the approval of a majority of voters of the city voting on the question at an election. Franchise fees up to three percent are allowed with the consent of the public service provider or the approval of a majority of voters of the city voting on the question at an election. In no case shall the franchise fee exceed three percent unless a greater franchise fee is being paid under an existing franchise agreement, in which case the franchise agreement may be renewed at up to the

greater percentage, with the consent of the public service provider or the approval of a majority of voters of the city voting on the question at an election.

STAFF RECOMMENDATION

Staff has reviewed the proposed tariff changes, the franchise agreements for the City of Blackfoot, and the franchise fee requirements under *Idaho Title 50, Chapter 3, § 50-329A*. Staff recommends that the Commission accept Idaho Power's proposed revisions to Electric Service Schedule No. 95 Regulation Charges. Staff recommends an effective date of October 1, 2015.

COMMISSION DECISION

Does the Commission wish to approve the changes set forth in this Tariff Advice?



Johanna M. Bell

SCHEDULE 95
ADJUSTMENT FOR MUNICIPAL
FRANCHISE FEES

PURPOSE

The purpose of this schedule is to set forth the charges such as license, privilege, franchise, business, occupation, operating, excise, sales or use of street taxes or other charges imposed on the Company by municipal corporations and billed separately by the Company to its Customers within the corporate limits of a municipality.

APPLICABILITY

This schedule is applicable to all bills for Electric Service calculated under the Company's schedules and special Contracts in the Company's service area within the State of Idaho as provided in Rule C of this Tariff.

CHARGE

The rates and charges for Electric Service provided under the Company's schedules will be proportionately increased by the following charge within the municipality on and after the effective date of the charge for the applicable municipal ordinance, which charge will be separately stated on the Customer's regular billing.

<u>Municipality</u>	<u>Ordinance No.</u>	<u>Effective Date Of Charge</u>	<u>Charge</u>
City of Aberdeen	303	July 31, 2015	1%
City of Bellevue	2008-06	February 28, 2008	3%
City of Blackfoot	2133	October 1, 2015	1%
City of Bliss	13-71	September 26, 2013	1%
City of Boise	6820	October 1, 2012	1.5%
City of Buhl	835	November 20, 1997	1%
City of Caldwell	2133	June 26, 1996	1%
City of Carey	96-06	March 25, 1997	1%
City of Cascade	537	November 16, 1995	1%
City of Chubbuck	498	January 21, 1999	1%
City of Council	362	September 1, 2000	1%
City of Dietrich	2007-1	September 27, 2007	1%
City of Donnelly	183	January 30, 2008	1%
City of Eagle	349	December 29, 2010	1%
City of Emmett	858	June 26, 1996	1%

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City of Bellevue	2008-06	February 28, 2008	3%
City of Blackfoot	2032 ²¹³³	December 29, 2006 ^{October 1, 2015}	1%
City of Bliss	13-71	September 26, 2013	1%
City of Boise	6820	October 1, 2012	1.5%
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IDAHO

Issued – ~~June 29~~^{August 28}, 2015

Effective – ~~July 3~~^{October 1}, 2015

Advice No. 15-~~08~~¹¹

Issued by IDAHO POWER COMPANY

Gregory W. Said, Vice President, Regulatory Affairs

1221 West Idaho Street, Boise, Idaho